IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO: 1859 of 2004

DATE OF DECISION : 7.12.2006.

Balbir Singh and others

.....PETITIONER

VERSUS

Uttar Haryana Bijli Vitran Nigam Litd.Panchkula & others

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE M.M.KUMAR
HON'BLE MR. JUSTICE M.M.S.BEDI

PRESENT: Mr.RN Sharma,Advocate for petitioners.
Mr. Raman Gaur,Advocate for respondents.

M.M.KUMAR,J.

Learned counsel for the petitioners states that the petitioners may be given the relief in terms of the judgment rendered by the Hon'ble Supreme Court in the case of **Commissioner and Secretary to Government of Haryana** v **Ram Sarup Ganda,** (Special Leave to Appeal (civil) No.20264 of 2004, decided on 2.8.2006). It is undisputed that the rules known as Haryana Civil Service (Assured Career Progression Scheme) Rules,1998 have been interpreted by Hon'bl the Supreme Court in the aforementioned judgment. In the case of **H.R. Goel vs State of Haryana and others** (CWP No. 7551 of 2003 decided on 7.12.2006), learned State counsel has placed on record a copy of instructions dated 23.11.2006 for implementation of judgment of Hon'ble Supreme court in the case of Ram Sarup Ganda (supra) and directing all the Heads of the Departments to revise the pay scale of persons like the petitioners by

stepping up the same at par with their junior. Therefore, it is conceded position that the writ petition deserves to be disposed of in terms of the judgment of the Hon'ble Supreme Court, which also stipulate the payment of all benefits within the stipulated period and restrain the respondent State from making any recovery in case any excess amount has been paid to an employee.

Accordingly, the instant writ petition is allowed. The needful shall be done in accordance with the time schedule given by Hon'ble the Supreme Court.

(M.M.KUMAR)
JUDGE

December 7 ,2006
TSM

(M.M.S.BEDI)
JUDGE